

LAW OFFICES  
HENRY E. CRAWFORD  
SUITE 900  
1150 CONNECTICUT AVENUE, N.W.  
WASHINGTON, D.C. 20036  
202-862-4395

DOCKET FILE COPY ORIGINAL

INTERNET: [crawlaw@wizard.net](mailto:crawlaw@wizard.net)  
Microsoft Network: [crawlaw@msn.com](mailto:crawlaw@msn.com)

RECEIVED

TELECOPIER NUMBER  
202-828-4130

DEC 17 1996

Federal Communications Commission  
Office of Secretary

December 17, 1996

**BY HAND DELIVERY**

Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Room 222  
Washington, D.C. 20554

Re: 


In the Matter of Amendment of Section 73.202(b) Table of Allotments FM Broadcast Stations Peninsula Broadcasting Company Charlevoix, Michigan MM Docket No.:
--

Dear Mr. Caton:

Transmitted herewith on behalf of Peninsula Broadcasting Company are an original and four (4) copies of a "Petition for Rulemaking" as directed to the Allocations Branch.

Should any additional information be required, please contact this office.

Very truly yours,

  
Henry E. Crawford  
Counsel for  
Peninsula Broadcasting  
Company

cc: The Allocations Branch

No. of Copies rec'd  
List ABCDE

024  
MMB

RECEIVED

DEC 17 1996

DOCKET FILE COPY ORIGINAL

BEFORE THE  
**FEDERAL COMMUNICATIONS COMMISSION**  
WASHINGTON, D.C.

Federal Communications Commission  
Office of Secretary

In the Matter of ) MM Docket No. \_\_\_\_\_  
 )  
Amendment of Section 73.202(b) ) RM No. \_\_\_\_\_  
Table of Allotments )  
FM Broadcast Stations )  
Charlevoix, Michigan )

To: The Allocations Branch  
Policy and Rules Division  
Mass Media Bureau

**PETITION FOR RULEMAKING**

Peninsula Broadcasting Company ("Peninsula Broadcasting"), by counsel, hereby petitions the Federal Communications Commission for the initiation of a rulemaking proceeding to amend the FM Table of Allotments, Section 73.202 of the Commission's Rules, to assign FM Channel 300A to the community of Charlevoix, Michigan, as follows:

City	Present	Proposed
Charlevoix, Michigan	290C1	290C1, 300A

1. As indicated in the attached Engineering Statement (attached hereto as Exhibit 1), Channel 300A can be assigned to Charlevoix in complete compliance with the Commission's distance separation requirements as contained in 47 CFR §73.207. The reference coordinates: 45-14-33 N 85-23-01 W will show the 70dbu (city grade contour) entirely encompassing the city of Charlevoix, Michigan. Moreover, there is a wide area available for placing an appropriate transmitter.

2. Charlevoix is a city located in Charlevoix County, Michigan. According to the 1990 Census, Charlevoix has a population of 3,116 persons. Charlevoix is located on state highway 66, on Lake Charlevoix in northwestern Michigan. At present, the community is receiving community service from only one other allocated FM service. Therefore, the public interest will be served by the assignment of Channel 300A to Charlevoix, Michigan.

3. If the Commission assigns Channel 300A to Charlevoix, Michigan, Peninsula Broadcasting will apply for a construction permit and will construct a new facility upon award of that permit.

**WHEREFORE**, in accordance with the above, Peninsula Broadcasting Company respectfully requests that Channel 300A be assigned to Charlevoix, Michigan.

December 17, 1996

Law Offices of

Henry E. Crawford, Esq.  
1150 Connecticut Avenue, N.W.  
Suite 900  
Washington, D.C. 20036  
(202) 862-4395

Respectfully Submitted,

Peninsula Broadcasting  
Company

By: 

Henry E. Crawford

Its Attorney

**Peninsula Broadcasting Company  
Petition for Rulemaking  
December 17, 1996**

**EXHIBIT 1**

# Charlevoix MI

## REFERENCE

45 14 33 N  
85 23 01 W

CLASS = A

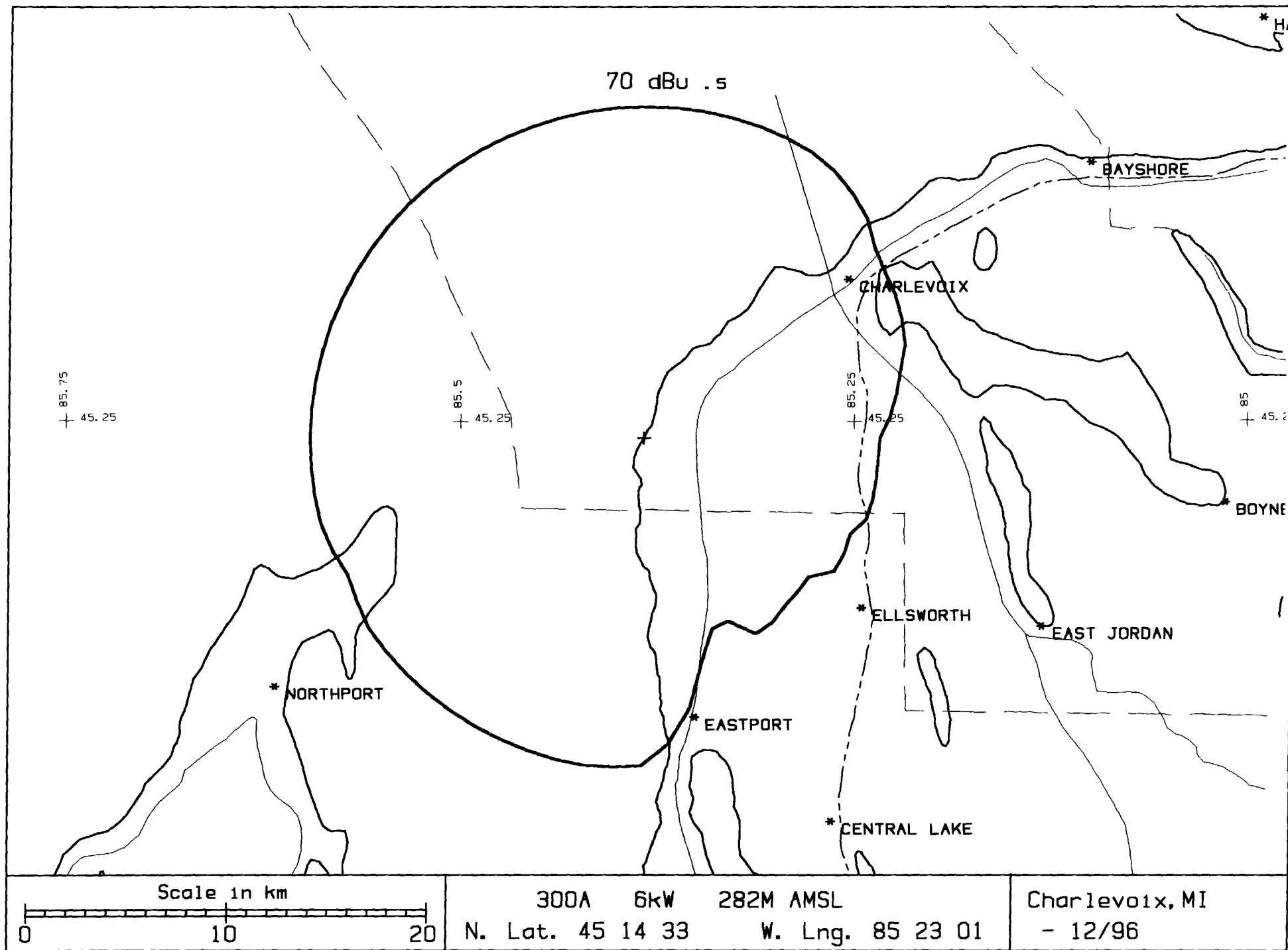
Current Spacings

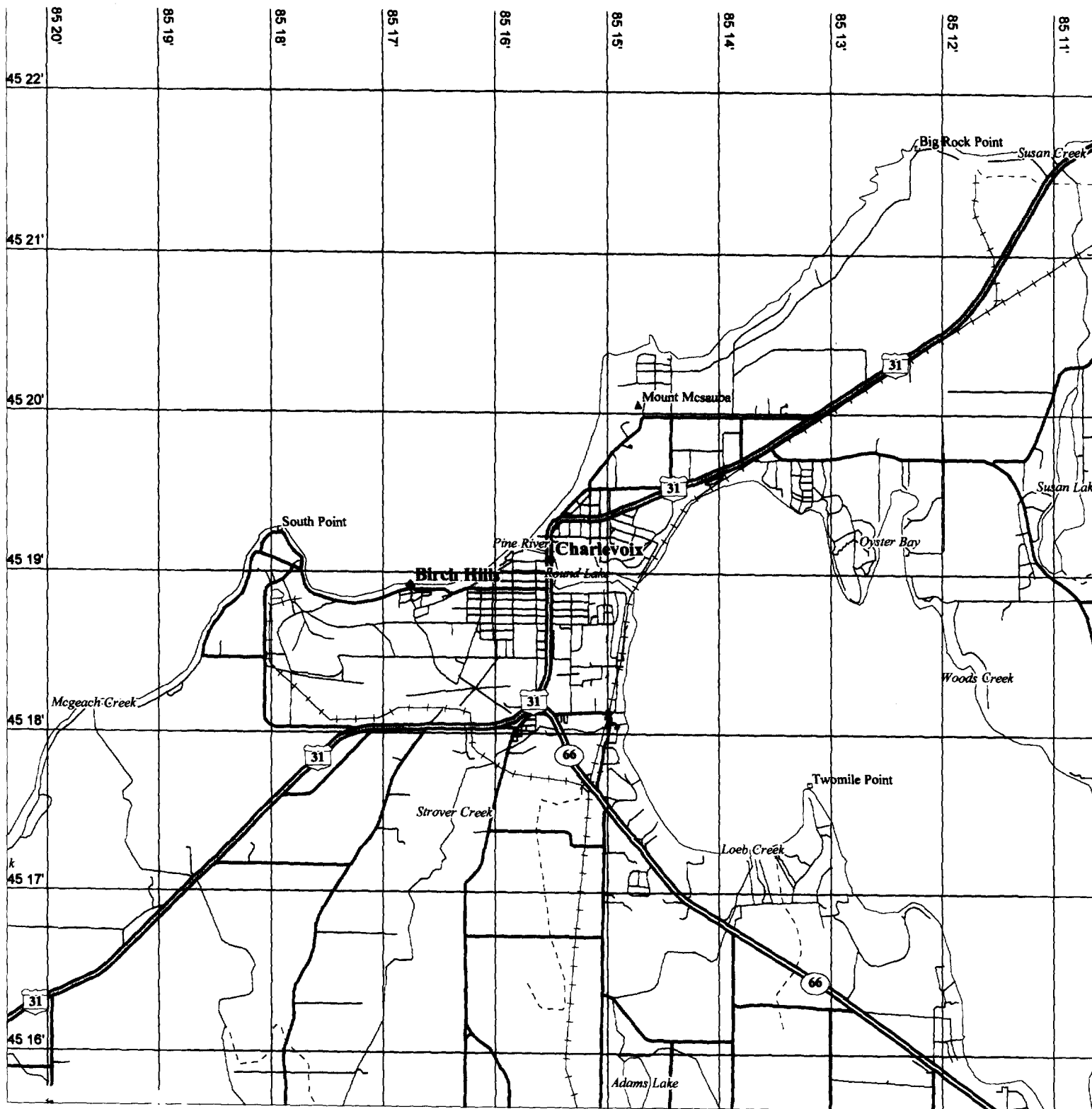
## DISPLAY DATES

DATA 11-29-96  
SEARCH 12-06-96

Channel 300 - 107.9 MHz

Call	Channel	Location	Dist	Azi	FCC	Margin
WHSB	LI 299C1	Alpena MI	132.52	98.2	133.0	-0.48
WHSB.C	CP 299C1	Alpena MI	132.69	98.1	133.0	-0.31
WCCWFM	LI 298C2	Traverse City MI	58.10	204.7	55.0	3.10
AL297	AL 297C	Sault Ste Marie ON	163.38	29.5	103.0	60.38
WSHZ	LI 300B1	Muskegon MI	229.23	197.9	143.0	86.23
WSHZ.A	AP 300B1	Muskegon MI	231.21	199.4	143.0	88.21
WMQTFM	LI 299C1	Ishpeming MI	221.79	309.2	133.0	88.79
WYCO	LI 300C	Wausau WI	319.35	267.8	226.0	93.35
WCRZ	LI 300B	Flint MI	289.97	149.5	178.0	111.97
WGLQ	LI 246C	Escanaba MI	157.08	309.8	29.0	128.08
AL247	AL 247B	Sault Ste Marie ON	163.38	29.5	24.0	139.38
WHST	LI 297A	Tawas City MI	173.69	127.8	31.0	142.69
ALOPEN	AL 247A	Reed City MI	154.13	183.9	10.0	144.13
AP247	AP 247A	Reed City MI	160.25	182.9	10.0	150.25
AP247	AP 247A	Reed City MI	163.41	186.6	10.0	153.41





# LEGEND

- |                     |                         |
|---------------------|-------------------------|
| ○ State Route       | ▬ State Route           |
| □ Geo Feature       | ▬ US Highway            |
| ◆ Town, Small City  | +++ Railroad            |
| ▲ Hill              | +++ RR Underpassing     |
| ▬ US Highway        | ▬ River                 |
| Population Center   | --- Intermittent River  |
| ▬ Street, Road      | ▬ Airfield              |
| ▬ Major Street/Road | --- Utility (powerline) |

Scale 1:62,500 (at center)

1 Miles

2 KM

Charlevoix, MI (pop.3,116)

Mag 13.00

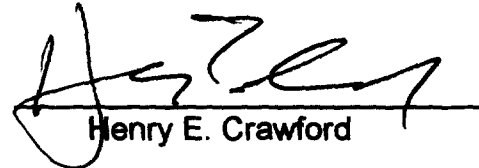
Fri Dec 06 02:34:13 1996

**CERTIFICATE OF SERVICE**

I, Henry E. Crawford, do hereby certify that copies of the foregoing  
Petition for Rulemaking have been served by United States mail, postage  
prepaid this 17th day of December, 1996 upon the following:

**\*Kathleen Scheuerle  
Allocations Branch, Mass Media Bureau  
Federal Communications Commission  
2000 M Street, N.W., 5th Floor  
Washington, D.C. 20554**

**\*Hand Delivered**

  
Henry E. Crawford